

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

ROBERT SCOTT SCUBA,

Plaintiff,

vs

REGINALD WILKINSON, et al.,

Defendants.

Case No. 1:05-cv-718

Spiegel, J.

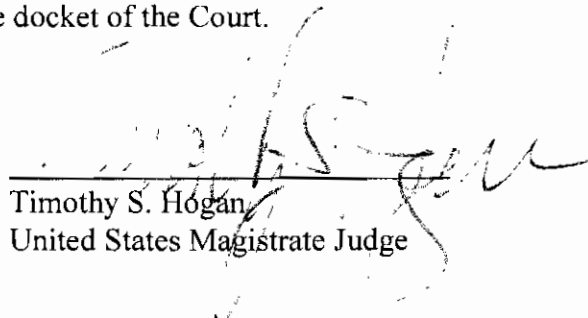
Hogan, M.J.

**REPORT AND
RECOMMENDATION**

This matter is before the Court on plaintiff's motion to dismiss this action with prejudice (Doc. 112), to which defendants concur. (Doc. 113).

IT IS HEREBY RECOMMENDED THAT plaintiff's motion to dismiss be
GRANTED and this matter be closed on the docket of the Court.

Date: 3-26-08



Timothy S. Hogan
United States Magistrate Judge

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**NOTICE TO THE PARTIES REGARDING THE FILING OF OBJECTIONS TO THIS
R&R**

Pursuant to Fed. R. Civ. P. 72(b), any party may serve and file specific, written objections to this Report & Recommendation ("R&R") within **TEN (10) DAYS** after being served with a copy thereof. That period may be extended further by the Court on timely motion by either side for an extension of time. All objections shall specify the portion(s) of the R&R objected to, and shall be accompanied by a memorandum of law in support of the objections. A party shall respond to an opponent's objections within **TEN DAYS** after being served with a copy of those objections. Failure to make objections in accordance with this procedure may forfeit rights on appeal. *See Thomas v. Arn*, 474 U.S. 140 (1985); *United States v. Walters*, 638 F.2d 947 (6th Cir. 1981).

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1:05 cv 718 Doc. 114

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